



Paper No. 5

Robert Moll
1173 St. Charles Court
Los Altos CA 94024

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OFFICE OF PETITIONS

In re Application of
Norman Ken Ouchi
Application No. 10/037,544
Filed: December 21, 2001
Attorney Docket No. Solectron 713
For: SYSTEMS AND METHODS FOR
ORGANIZING AND VALIDATING DATA IN
DOCUMENTS

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: DECISION ACCORDING STATUS
: UNDER 37 CFR 1.47(b)
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This is in response to the petition under 37 CFR 1.47(b), filed May 20, 2002 (certificate of mailing date May 6, 2002).

The petition is granted.

Petitioner has shown that the non-signing inventor, Norman Ken Ouchi, has constructively refused to join in the filing of the above-identified application after having been presented with the application papers. Specifically, the statement of facts of Attorney Robert Aeschliman establishes that Mr. Ouchi stated that he would throw away any application sent to him. The statement of facts of Attorney Robert Moll establishes that the Mr. Ouchi was mailed the application papers, including the specification, claims and drawings, but failed to respond to the request that he sign the declaration. In addition, petitioner has shown that Solectron Corporation has a proprietary interest in the above-identified application with the copy of the employment agreement showing that the inventor had an obligation to assign any patent rights to Solectron. Lastly, petitioner has submitted a declaration in compliance with 37 CFR 1.63 and 1.64 and petitioner has shown that such action is necessary to prevent irreparable damage.

This application and papers have been reviewed and found in compliance with 37 CFR 1.47(b). This application is hereby accorded Rule 1.47(b) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the petition. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the above-identified application will be forwarded to Technology Center 2100 for examination in due course.

Telephone inquiries should be directed to the undersigned at (703) 308-6712.

A handwritten signature in cursive script, reading "E. Shirene Willis".

E. Shirene Willis
Senior Petitions Attorney
Office of Petitions